

JUL 16 2013

JULIA C. DUDLEY, CLERK  
BY:   
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IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
ABINGDON DIVISION

UNITED STATES OF AMERICA

v.

MICHAEL LEE FULLMORE

Case No.

1:13CR00027

Violations: 18 U.S.C. § 922(a)(5)  
18 U.S.C. § 922(d)(1)  
18 U.S.C. § 922(e)  
18 U.S.C. § 922(k)

**INDICTMENT**

**COUNT ONE**

The Grand Jury charges that:

1. On or about October 5, 2012, in the Western District of Virginia and elsewhere, MICHAEL LEE FULLMORE knowingly disposed of a firearm to a person knowing or having reasonable cause to believe that such person had been convicted in any court of a crime punishable by imprisonment for a term exceeding one year.

2. All in violation of Title 18, United States Code, Sections 922(d)(1) & 924(a)(2).

**COUNT TWO**

The Grand Jury charges that:

1. On or about November 29, 2012, in the Western District of Virginia and elsewhere, MICHAEL LEE FULLMORE knowingly disposed of a firearm to a person knowing or having reasonable cause to believe that such person had been convicted in any court of a crime punishable by imprisonment for a term exceeding one year.

2. All in violation of Title 18, United States Code, Sections 922(d)(1) & 924(a)(2).

**COUNT THREE**

The Grand Jury charges that:

1. On or about October 5, 2012, in the Western District of Virginia and elsewhere, MICHAEL LEE FULLMORE, who was not a licensed importer, licensed manufacturer, licensed dealer, or licensed collector, willfully transferred a firearm to a person who was not a licensed importer, licensed manufacturer, licensed dealer, or licensed collector, knowing or having reasonable cause to believe that the person did not reside in the state in which MICHAEL LEE FULLMORE resided.

2. The transfer set forth above was not made to carry out a bequest of a firearm to, or an acquisition by intestate succession of a firearm by, a person who was permitted to acquire or possess firearms under the laws of the state of his residence.

3. The transfer set forth above was not a loan or rental of a firearm to a person for temporary use for lawful sporting purposes.

4. All in violation of Title 18, United States Code, Sections 922(a)(5) & 924(a)(1)(D).

#### **COUNT FOUR**

The Grand Jury charges that:

1. On or about November 29, 2012, in the Western District of Virginia and elsewhere, MICHAEL LEE FULLMORE, who was not a licensed importer, licensed manufacturer, licensed dealer, or licensed collector, willfully transferred a firearm to a person who was not a licensed importer, licensed manufacturer, licensed dealer, or licensed collector, knowing or having reasonable cause to believe that the person did not reside in the state in which MICHAEL LEE FULLMORE resided.

2. The transfer set forth above was not made to carry out a bequest of a firearm to, or an acquisition by intestate succession of a firearm by, a person who was permitted to acquire or possess firearms under the laws of the state of his residence.

3. The transfer set forth above was not a loan or rental of a firearm to a person for temporary use for lawful sporting purposes.

4. All in violation of Title 18, United States Code, Sections 922(a)(5) & 924(a)(1)(D).

#### **COUNT FIVE**

The Grand Jury charges that:

1. On or about and between November 27, 2012, and November 29, 2012, in the Western District of Virginia and elsewhere, MICHAEL LEE FULLMORE knowingly and willfully caused to be delivered to any common or contract carrier for shipment in interstate commerce to a person other than a licensed importer, licensed manufacturer, licensed dealer, or licensed collector, a package or other container in which there was a firearm without written notice to the carrier that such firearm was being transported.

2. All in violation of Title 18, United States Code, Sections 922(e) & 924(a)(1)(D).

#### **COUNT SIX**

The Grand Jury charges that:

1. On or about and between November 27, 2012, and November 29, 2012, in the Western District of Virginia and elsewhere, MICHAEL LEE FULLMORE knowingly shipped in interstate commerce a firearm which had the importer's or manufacturer's serial number removed, obliterated and altered.

2. All in violation of Title 18, United States Code, Sections 922(k) & 924(a)(1)(B).

#### **COUNT SEVEN**

The Grand Jury charges that:

1. On or about February 8, 2013, in the Western District of Virginia and elsewhere, MICHAEL LEE FULLMORE, who was not a licensed importer, licensed manufacturer, licensed

dealer, or licensed collector, willfully transferred a firearm to a person who was not a licensed importer, licensed manufacturer, licensed dealer, or licensed collector, knowing or having reasonable cause to believe that the person did not reside in the state in which MICHAEL LEE FULLMORE resided.

2. The transfer set forth above was not made to carry out a bequest of a firearm to, or an acquisition by intestate succession of a firearm by, a person who was permitted to acquire or possess firearms under the laws of the state of his residence.

3. The transfer set forth above was not a loan or rental of a firearm to a person for temporary use for lawful sporting purposes.

4. All in violation of Title 18, United States Code, Sections 922(a)(5) & 924(a)(1)(D).

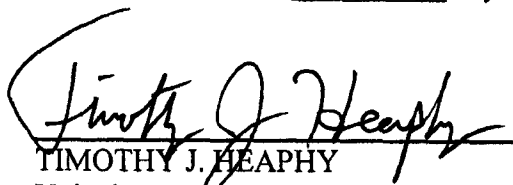
**COUNT EIGHT**

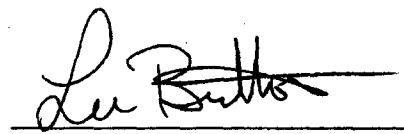
The Grand Jury charges that:

1. On or about February 8, 2013, in the Western District of Virginia and elsewhere, MICHAEL LEE FULLMORE knowingly and intentionally distributed marihuana, a Schedule I controlled substance.

2. All in violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(D).

A TRUE BILL, this 16<sup>th</sup> day of July, 2013.

  
TIMOTHY J. HEAPHY  
United States Attorney

  
Grand Jury Foreperson

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